

S.B. Criminal Revision Petition NO.943/2006
(Jagdish Prasad & Ors. Vs. State & Ors.)

Date of order : 23.5.2007

HON'BLE MR. JUSTICE GOPAL KRISHAN VYAS

Mr. Vineet Jain with
Mr. Sandeep Mehta, for the petitioners.
Mr. Ashok Upadhyay, Public Prosecutor.
Mr. S.G. Ojha with
Mr. N.S. Rajpurohit, for the respondents.

Heard learned counsel for the parties.

The grievance of the petitioners is that the learned revisional court has committed an error while quashing the order dated 6.12.2004 whereby receiver was appointed and order for attachment of property was passed under Section 146 Cr.P.C. It is appropriate to maintain the order passed by SDO, Nimbaheda for the purpose of appointing receiver but other part of the impugned order does not require any interference by this Court.

In this view of the matter, the case is remanded to SDO, Nimbaheda District Chittorgarh with a direction to comply with the direction given by revisional court and decide the case within a period of three months. Till then, the status quo, which was existing at the time of passing order dated 6.12.2004 shall be maintained.

Accordingly, the revision petition is disposed of.

(GOPAL KRISHAN VYAS), J .

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